

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Debra R. McCaslin, Circuit Court Judge
Alison R. Lee, Circuit Court Judge

Case No. 2020-CP-40-04603
Appellate Case No. 2020-001314

RECEIVED

Oct 16 2020

SC Court of Appeals

South Carolina Public Interest Foundation and John Crangle,
Individually and on behalf of all others similarly situated,

Respondents,

v.

Alan Wilson, Attorney General for the State of South Carolina,
Willoughby & Hoefler, P.A., and Davidson, Wren & DeMasters, P.A.,..... Defendants,

Of whom Willoughby & Hoefler, P.A., and
Davidson, Wren & DeMasters, P.A. are Appellants.

**MOTION OF
APPELLANT DAVIDSON, WREN & DEMASTERS, P.A.
FOR LEAVE TO WITHDRAW APPEAL**

Appellant Davidson, Wren & DeMasters, P.A., pursuant to Rule 260(c) of the South Carolina Appellate Court Rules (“SCACR”), hereby moves for an order allowing it to withdraw the above-captioned appeal on the grounds of mootness. The other Appellant in this case, Willoughby & Hoefler, P.A., has already filed a similar motion on this date.

This appeal is from an October 2, 2020, order of the circuit court imposing a temporary restraining order on Appellant. On October 14, 2020, the circuit court issued its order dissolving the temporary restraining order, thereby rendering the instant appeal moot. A copy of the circuit

court's order in this regard was attached as Exhibit A to Appellant Willoughby & Hoefler's Motion to Withdraw Appeal. Accordingly, this Appellant moves for leave to withdraw the instant appeal and that no costs be awarded under Rule 222(a).

Respectfully submitted,

DAVIDSON, WREN & DEMASTERS, P.A.

BY: s/ William H. Davidson, II
WILLIAM H. DAVIDSON, II #1558
KENNETH P. WOODINGTON #6213
1611 Devonshire Drive
Post Office Box 8568
Columbia, South Carolina 29202
(803) 806-8222

*Counsel for Appellant Davidson, Wren & DeMasters,
P.A.*

Columbia, South Carolina

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Of whom Willoughby & Hoefler, P.A., and
Davidson, Wren & DeMasters, P.A. are Appellants.

PROOF OF SERVICE

This is to certify that the undersigned counsel, an attorney with the law firm Davidson, Wren & DeMasters, P.A., has caused to be served this day one (1) copy of Appellant Davidson, Wren & DeMasters, P.A.'s **Motion to Withdraw Appeal** via electronic mail at the email addresses as stated in the Attorney Information System and as set forth below:

James M. Griffin, Esquire
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J. Emory Smith, Jr.
Deputy Solicitor General
Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211
ESmith@scag.gov

A copy of the email serving counsel as stated above is attached here.

s/Kenneth P. Woodington
Kenneth P. Woodington

October 16, 2020

From: [Kenneth P. Woodington](mailto:Kenneth.P.Woodington)
To: ["james.carpenter@carpenterlawfirm.net"](mailto:james.carpenter@carpenterlawfirm.net); ["bhumphries@griffinhumphries.com"](mailto:bhumphries@griffinhumphries.com); ["jgriffin@griffinhumphries.com"](mailto:jgriffin@griffinhumphries.com); ["todd@therutherfordlawfirm.com"](mailto:todd@therutherfordlawfirm.com); ["John Simmons"](mailto:John.Simmons); ["Emory Smith \(ESmith@scag.gov\)"](mailto:Emory.Smith@scag.gov)
Cc: [William H. Davidson II](mailto:William.H.Davidson.II)
Subject: RE: SC Public Interest Foundation et al v. Wilson et al; C/A 2020-CP-40-04603
Date: Friday, October 16, 2020 4:44:00 PM
Attachments: [LTR-10-16-20\(Kitchings\)\(cover letter for motion to withdraw appeal\) \(01208313xBE0C9\).pdf](#)
[DWD Motion to Withdraw Appeal \(01208311xBE0C9\).pdf](#)
[Proof of Service \(Motion to Withdraw appeal\) \(01208310xBE0C9\).pdf](#)

Counsel,

As permitted by part (g)(3) of Supreme Court Order 2020-05-29-02, I am herewith serving via E-mail Appellant Davidson, Wren & DeMasters, P.A.'s Motion to Withdraw Appeal in the above-captioned appeal. Shortly, I will be filing these documents with the Court of Appeals electronically as permitted by part (c)(5) of the Order, and will attach this E-mail to the certificate of service of same.

Please advise if you have any difficulty opening an attachment.

Sincerely,

Kenneth P. Woodington
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DAVIDSON, WREN & DEMASTERS, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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Brandon M. Briggs
Jonathan M. Riddle

Of Counsel
Kenneth P. Woodington

October 16, 2020

VIA ELECTRONIC FILING

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

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SC Court of Appeals

Re: SC Public Interest Foundation v. Alan Wilson
Appellate Case No. 2020-001314

Dear Ms. Kitchings:

Attached for electronic filing in accordance with Supreme Court Order 2020-05-29-02, part (c)(6), and pursuant to Rule 260(c) of the South Carolina Appellate Court Rules, please find the Motion for Leave to Withdraw Appeal of Appellant Davidson, Wren & DeMasters, P.A. As permitted by Order 2020-05-29-02, part (d), no other copies, whether paper or electronic, are being provided.

By copy of this letter, we are serving all counsel of record via email as permitted by Order 2020-05-29-02, part (g)(3), and attached is a proof of service to that effect.

A check in the amount of \$50.00 for the filing fee associated with this motion is being forwarded to your attention via U.S. Mail.

Thank you. If you have any questions, please call.

Very truly yours,

DAVIDSON, WREN, & DEMASTERS, P.A.

s/ Kenneth P. Woodington

Kenneth P. Woodington

cc: All counsel of record